Dinah Lynn Bolton - #2373 20230 Fenelon Street Detroit, MI 48234 313-893-3148 dinahtyus@sbcglobal.net

Clerk of the Court United States Bankruptcy Court 211 W. Fort Street Suite 2100 Detroit, MI 48226

June 20, 2016

1. 2016 JUN 221 A 11: 4:

RE: Request / Motion for Re-Consideration of the Order to Strike the Response Filed by Creditor
Dinah Lynn Bolton to the Debtor's Forty-Fourth Omnibus Objection to Certain Claims - #2373 –
Case No. 13-53846. (related document(s) [11231, 11230, 11255,11283, 11287, and 11288])

Dear United States Bankruptcy Court:

I would like to Request / Motion for Re-Consideration of the Order to Strike the Response Filed by Creditor Dinah Lynn Bolton to the Debtor's Forty-Fourth Omnibus Objection to Certain Claims - #2373 — Case No. 13-53846. (related document(s) [11231, 11230, 11255, 11283, 11287 and 11288])

I would like to ask for the mercy of the Court for re-consideration of its Order and for the Court to rescind its decision to strike and allow this Claim to continue to proceed.

I would like to declare that as stated in my claim for the amount of \$49,793.19 the following is true:

The Creditor received the Notice of Deficient Filing from the Court on June 9, 2016.

By receiving the notice from the Court on June 9, 2016, this only provided the Creditor with five (5) days instead of the seven (7) the Court stated in the Notice. The Notice stated that "the corrected/ missing document must be filed with the Court within seven (7) days of this notice." The Creditor did not receive notice of the Court's Notice of Deficient Filing until June 9, 2016.

By receiving the notice from the Court on June 9, 2016, and it providing the Creditor with seven (7) days to respond back to the Court, this gave the Creditor until June 16, 2016 to provide a response back to the Court.

The Notice that was received by the Creditor was postmarked on June 7, 2016 with a time stamp of 17 L or 5 p.m. Thus it could not have arrived at the Creditor's residential address until after June 7, 2016 thus not providing the Creditor with seven (7) to respond back to the Court. (See Attachment)

The Creditor would like to mention that the postmark and U.S. Postage stamp are not consistent with each other. The Postmark states June 7, 2016 at 5 p.m. However the stamp states March 24, 2016. (See Attachment)

The Creditor would also like to mention that the postmark and U.S. Postage stamp are not consistent with the Court notice that was sent on June 15, 2016. (See Attachment)

The Creditor would like to respectfully state that the Court notice was not sent out in a timely manner for the Creditor to respond back in a timely manner.

Two notices were supplied to the Court and the Debtor. The notice entitled "Proof of Service of Document" did have the Response named as the document that was initially served to the Court and Debtor.

The Certificate of Service and the Proof of Service of Document, both, had the reference number of the case listed on them as reference for the Response from the Creditor.

The Corrected Notice was in fact mailed on June 13, 2016 by U. S. Postal mail and received by the Court and Debtor by June 16, 2016.

The purpose of the noticing requirements were upheld with the Proof of Service document that was filed although it had Bankruptcy Court of California at the bottom of it.

The Proof of Service of Document was attached to the Certificate of Service Notice that the Court stated was missing the name of the document, thus it provided the name of the documents (the Response) that was submitted to the Court and Debtor.

The Proof of Service notice that was submitted by email and fax on June 3, 2016 to the Debtor and that was received by the Court on June 6, 2016 had the name of the Response to the Forty-Fourth Omnibus with sufficient references in the subject line to put the Debtor on notice as to what the documents pertained to.

In this point of the litigation in the matter, non-acceptance of the Proof of Service and the corrected Proof of Service notice would unfairly harm the Creditor.

Non-acceptance of the Proof of Service and Corrected Notice would unjustly enrich the Debtor and harm the Creditor's livelihood.

No harm would result to the Debtor because the Hearing was adjourned until August 31, 2016 and the Debtor has amble time to argue its case.

The Creditor was notified of the hearing being adjourned before the corrected notice was due to the Court and Debtor.

By granting the motion of the rescheduling of the hearing, the Debtor (City of Detroit) had ample notice of the Creditor's Response and submission of the corrected notice.

Based on these arguments, the Certificate of Notice was received in a timely manner and the filing deficiencies were cured in a timely manner.

For these reasons the Creditor requests that this Honorable Court Re-consider its ruling and reverse its decision to strike the Creditor from the class action group.

For these reasons, the City of Detroit should not be allowed to disallow and / or expunge my claim.

I would like to request that I be excused from attendance to the hearing to be held on August 31, 2016, due to work assignments at the City of Detroit particularly during this time of transition in my Department.

Wherefore, for these proofs, the Creditor honorably requests that the Court re-consider its Order to Strike the Claim, and Pleading from the record, and re-instate it to the class action suit. (related document(s) [11230, 11231, 11255, 11283, 11287 and 11288])

Sincerely,

cc:

Dinah L. Bolton

Dul 1. bolton

Marc N. Swanson, Miller, Canfield, Paddock and Stone, PLC



UNITED STATES BANKRUPTCY COURT

Eastern District of Michigan 211 West Fort Street Detroit, MI 48226

Case No.: 13-53846-tjt Chapter: 9

In Re: (NAME OF DEBTOR(S))
City of Detroit, Michigan
2 Woodward Avenue
Suite 1126
Detroit, MI 48226

Employer's Tax I.D. No.: 38-6004606

Social Security No.:

NOTICE OF DEFICIENT FILING

It has been determined that the following document(s) are Missing and/or Non-Compliant:

Proof of Service is Non-Compliant (incomplete and not on a correct form.) (RE: related document(s) [11230] Response to Debtor's Forty-Fourth Omnibus Objection To Certain Claims (No Basis) with Certificate of Service filed by Creditor Dinah Lynn Bolton). See below for important deadline information.

is defective as indicated:

- Acceptable List of Creditors Missing
- Acceptable List of Creditors Not Uploaded
- Amended Document Missing or Non-Compliant (To be filed with Cover Sheet for Amendments in its entirety as one PDF)
- Application to Have the Chapter 7 Filing Fee Waived Missing or Non-Compliant
- ☐ Bankruptcy Petition Cover Sheet Missing or Non-Compliant
- Bankruptcy Matter Civil Case Cover Sheet Missing
- ☐ Brief Missing
- Certificate of Exigent Circumstances-Credit Counseling Waiver Missing
- Cover Sheet for Amendments to Schedules and or Statements Missing or Non-Compliant (To be filed with corrected document in its entirety as one PDF)
- ☐ Electronic Signature does not match login
- ☐ Electronic Signature Missing or Incorrect Format ECF Procedure 11 (d)(1)
- ☐ List of 20 Largest Unsecured Creditors Missing
- ☐ Motion for Approval of Certificate of Exigent Circumstances (109)(h)(3)(A) Missing
- ☐ Motion to Convert under 11 USC 706(a)(Rule 9013) Missing
- Motion to Excuse Credit Counseling (109)(h)(4) Missing
- □ Notice of Objection to Claim Missing or Non-Compliant
- □ Notice of Special Appearance (LBR 9010–1(c)) Missing or Non–Compliant
- ☐ Original Signature Missing or Non-Compliant

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- Petition Non-Compliant (To be filed in its entirety)
- Proposed Order Missing
- ☐ Statement of Attorney for Debtors 2016b LBR 9010-1c Missing or Non-Compliant
- □ Statement of Corporate Ownership Missing
- Statement of Petition Preparer Pursuant to F.R.Bankr.P.2016 (c) Missing

A corrected/missing document must be filed with the court within seven (7) days of this notice. If not corrected, the case may be dismissed or an order striking the document from the record may be entered by the Court. The new document filed should be identified as "CORRECTED".

Dated: 6/7/16

BY THE COURT

Katherine B. Gullo, Clerk of Court U.S. Bankruptcy Court

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN

IN RE:				CaseNo: <u>13-53846</u>	
City of	Detroit,	Debtor		Chapter:9	
			CERTIFICATE	OF SERVICE	
	I hereby	certify that o	n the June 3, 20 °	16, (date of mailing), I se	
	copies a	as follows: (B	y Mail, by Email a	and Fax)	O LI
	1. Doc	ument(s) sen	ved:		19 ROIT
	2. Sen	ed upon (nar	me and address o	of each person served]:	
			n, Miller, Canfield on, Suite 2500, D	, Paddock and Stone, Pl etroit, MI 48226	_C
			, City of Detroit, 2 Center, Detroit, N	2 Woodward Avenue, Su MI 48226.	ite 500, Coleman A.
	3. By f	First Class Ma	ail.		
Dated	:6/	3/16	-	Dul Z. (Signature)	Belden
				Print Name: Di~a	LL. Bolton
<u></u>		######################################		選載	### THE PROPERTY OF THE PROPER
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13-538	46-tit [Onc 11304	Filed 06/22/16	Entered 06/22/16 11:5	5:46 Page 6 of 17

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: Dinah Lynn (Tyus) Bolton, 20230 Fenelon Street, Detroit, MI 48234

true and correct copy of the foregoing document entitled (specify): Responsee Filed by Creditor Dinah Lynn Bolton to
Debtor's Forthy-Fourth Omnibus Objection to Certain Claims - #2373 - Case No. 13-53846
will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in he manner stated below: 1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) , I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that
the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated pelow:
Service information continued on attached page 2. SERVED BY UNITED STATES MAIL: On (date)(o_1 3 / 1 \(\varphi\), I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.
Service information continued on attached page 3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date), I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.
Service information continued on attached page I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. 6/3/16 Direct L. B. Hor Digital Signature Si
This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California. F 9013-3.1.PROOF.SERVICE

F 9013-3.1.PROOF.SERVICE 13-53846-tjt Doc 11230 Filed 06/06/16 Entered 06/06/16 13:34:30 Page 4 of 37 Message Id:

5751E261.B52:127:3586

Subject: Created By: Forty Fourth Omnibus dbolton@detroltmi.gov

Scheduled Date:

Creation Date: From:

6/3/2016 4:02 PM Dinah Bolton

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Recipient		Action	Date & Time	Comment
	Delivered	6/3/2016 4:02 PM		
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MESSAGE	922 Bytes	6/3/2016 4:0	2 PM	
TEXT.htm	1 KB (1108 Bytes)	6/3/2016 4:0	2 PM	
Options				
Auto Delete:	No			
Concealed Subject:	No			
Expiration Date:	None			
Notify Recipients:	Yes Standard			
Priority: Reply Requested By:	None			
Security:	Standard			
To Be Delivered:	Immediate			
Record Id				
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Dinah Lynn Bolton 20230 Fenelon Street Detroit, MI 48234

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20230 Fenelon Street Dinah Lynn Bolton Detroit, MI 48234 O D L L MFICE OF THE BANKRUPTCY CLERK P UNITED STATES BANKRUPTCY COURT 211 W. FORT ST., SUITE 2100 13-53846-tjt

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Entered 06/22/16 11:55:46

Page 10 of 17

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN

IN RE:		Case No: <u>13-53846</u>			
City of	f Detroit, Debtor	Chapter:9			
	<u>CERTIF</u>	ICATE OF SERVICE			
	I hereby certify that on the Jun	e 3, 2016, (date of mailing), I served			
	copies as follows: (By Mail, by				
	 Document(s) served: Response Filed by Creditor Dinah Lynn Bolton to Debtor's Forty-Fourth Omnibus Objection to Certain Claims - #2373 – Case No. 13-53846 – with Attachments 				
	2. Served upon [name and ac	ddress of each person served]:			
	Marc N. Swanson, Miller, C 150 West Jefferson, Suite	Canfield, Paddock and Stone, PLC 2500, Detroit, MI 48226			
	Charles N. Raimi, City of D Young Municipal Center, D	Petroit, 2 Woodward Avenue, Suite 500, Coleman A Petroit, MI 48226.			
	3. By First Class Mail.				
Dated	d: 6((2/16	De 1. Bet			
######################################	· · · · · · · · · · · · · · · · · · ·	(Signature)			
		Print Name: Dial Bolton			

13-53846-tjt Doc 11304 Filed 06/22/16 Entered 06/22/16 11:55:46 Page 11 of 17

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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: Dinah Lynn (Tyus) Bolton, 20230 Fenelon Street, Detroit, MI 48234

A true and correct copy of the foregoing document entitled (spection) Debtor's Forty-Fourth Omnibus Objection to Certain Claims	pecify): Response Filed by Creditor Dinah Lynn Bolton to #2373 - Case No. 13-53846 - with Attachments
will be served or was served (a) on the judge in chambers in the manner stated below:	the form and manner required by LBR 5005-2(d); and (b) in
TO BE SERVED BY THE COURT VIA NOTICE OF ELECTOR Orders and LBR, the foregoing document will be served by the, I checked the CM/ECF docket for this bathe following persons are on the Electronic Mail Notice List to below:	ne court via NEF and hyperlink to the document. On (date) nkruptcy case or adversary proceeding and determined that
2. SERVED BY UNITED STATES MAIL:	Service information continued on attached page
On (date) \(\frac{\sqrt{3}\sqrt{\sq}}}}}}}}}}} \signta\septrimutite{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sq}}}}}}}}}} \signta\septrimutite{\sqrt{\sqrt{\sq}}}}}}}}} \signtiqned{\sqrt{\sqrt{\sqrt{\sqrt{\sq}}}}}}}}} \signta\sinta\sint{\sint{\sint{\sint{\sint{\sint{\sint{\sint{\sint{\sint{\sin	g the judge here constitutes a declaration that mailing to the
	Service information continued on attached page
3. <u>SERVED BY PERSONAL DELIVERY, OVERNIGHT MA</u> <u>for each person or entity served</u>): Pursuant to F.R.Civ.P. 5 a the following persons and/or entities by personal delivery, over such service method), by facsimile transmission and/or emathat personal delivery on, or overnight mail to, the judge <u>will</u> filed.	remaindant controlling LBR, on (date) () () () () () () () () () (
I declare under penalty of perjury under the laws of the Unite	Service information continued on attached page
6/12/16 Dinah L Bolton	Del L. Beller
Date Printed Name	Signature
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UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

In re:	Case No. 13-53846
City of Detroit, Michigan,	Judge Thomas J. Tucker
Debtor.	Chapter 9

ORDER GRANTING CITY OF DETROIT'S *EX PARTE* MOTION FOR AN ORDER ADJOURNING HEARING ON CERTAIN RESPONSES FILED TO THE CITY'S FORTY-FOURTH AND FORTY-FIFTH OMNIBUS OBJECTIONS TO CLAIMS

This case is before the Court on the City of Detroit's Ex Parte Motion for an Order Adjourning Hearing on Certain Responses Filed to the City's Forty-Fourth and Forty-Fifth Omnibus Objections to Claims (Docket # 11255, the "Ex Parte Motion"). The Court, having reviewed the Ex Parte Motion and having found that notice of the Ex Parte Motion was sufficient under the circumstances; having determined after due deliberation that the relief requested in the Ex Parte Motion is in the best interests of the Debtor and its creditors; and good and sufficient cause having been shown;

IT IS ORDERED THAT:

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- 1. The Ex Parte Motion is granted.
- 2. To the extent that the responses filed by the following individuals (collectively, the "Grant Claimants") are not stricken for uncured filing

deficiencies, the hearing on those responses, currently set for June 15, 2016 at 1:30 p.m., is adjourned to August 31, 2016 at 1:30 pm.:

Dinah L. Bolton	Gerhard Eady	Marlene Y. Robinson	
Gueelma Brown	Jacqueline M. Jackson	Anthony Derrick Smith	
Fern Clement	George A. Kaw	Hope Strange	
Stephanie Crews	Kim McCoy	Randall Thomas	
Brenda L. Davis	Sandra O'Neal	Ranna K. Trivedi	
Michelle Duff	Diane L. Onuigbo	Darrell S. Carrington	
Warren T. Duncan	Diana Lynn Patillo		

3. The City must serve this Order on the Grant Claimants in such a fashion that the Order is actually received by the Employee Obligation Claimants no later than Monday, June 13, 2016.

Signed on June 10, 2016

s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge

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13-53846-tjt Doc 11265 Filed 06/10/16 Entered 06/10/16 12:33:41 Page 2 of 2 13-53846-tjt Doc 11304 Filed 06/22/16 Entered 06/22/16 11:55:46 Page 14 of 17

MIME-Version:1.0

From:mieb_ecfadmin@mieb.uscourts.gov To;mieb_ecfadmin@localhost.localdomain

Bcc: USTPRegion09.DE.ECF@usdoj.gov, Annie_Delduca@mieb.uscourts.gov, debby jgadharf@mcdonaldhopkins.com, jgastelum@honigman.com, jhb_ecf@osbig.com, j

Message-Id:<47983527@mieb.uscourts.gov>
Subject:13-53846-tjt

"Striking Document" Ch 9 Content-Type: text/html

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30-page limit do not apply.

U.S. Bankruptcy Court

Eastern District of Michigan

Notice of Electronic Filing

The following transaction was received from Sikula, Christine entered on 6/15/2016 at 12:44 PM EDT and filed on 6/15/2016

Case Name:

City of Detroit, Michigan

Case Number:

13-53846-tit

Document Number: 11283

Docket Text:

Order of the Court to Strike: This pleading is stricken from the record because of the failure to comply with the Notice of Deficient Pleading entered on 6/7/2016 (Docket # 11231) (related document [11230] Response filed by Creditor Dinah Lynn Bolton to Debtor's Forty-Fourth Omnibus Objection to Certain Claims (No Basis)). So Ordered by /s/ Judge Thomas J. Tucker. (RE: related document(s)[11230] Response filed by Creditor Dinah Lynn Bolton) (Sikula, Christine)

This Notice of Electronic Filing is the Official ORDER for this entry. No ORDER is attached.

The following document(s) are associated with this transaction:

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MIME-Version:1.0

From:mieb_ecfadmin@mieb.uscourts.gov To:mieb_ecfadmin@localhost.localdomain

Bcc: USTPRegion09.DE.ECF@usdoj.gov, Annie_Delduca@mieb.uscourts.gov, debby jgastelum@honigman.com, jhb_ecf@osbig.com, jkopp@foley.com, jmiller@jaffel

Message-Id:<47991684@mieb.uscourts.gov>Subject:13-53846-tjt

"Striking Document" Ch 9 Content-Type: text/html

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30-page limit do not apply.

U.S. Bankruptcy Court

Eastern District of Michigan

Notice of Electronic Filing

The following transaction was received from Sikula, Christine entered on 6/16/2016 at 10:12 AM EDT and filed on 6/16/2016

Case Name:

City of Detroit, Michigan

Case Number:

13-53846-tit

Document Number: 11288

Docket Text:

Order of the Court to Strike: This pleading is stricken from the record because it has been linked to a pleading that is stricken from the record (related document [11287] Corrected Certificate of Service filed by Creditor Dinah Lynn Bolton). So Ordered by /s/ Judge Thomas J. Tucker.(RE: related document(s)[11287] Corrected Certificate of Service filed by Creditor Dinah Lynn Bolton) (Sikula, Christine)

This Notice of Electronic Filing is the Official ORDER for this entry. No ORDER is attached.

The following document(s) are associated with this transaction:

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN

IN RE:		Case No: 13-53846
City of De	troit, Debtor	Chapter:9
	CERTIFICATE	E OF SERVICE
i h	ereby certify that on the June 20, 2	2016, (date of mailing), I served
co	pies as follows: (By Mail, by Email	and Fax)
Docume	ent(s) served:	
	Creditor Dinah Lynn Bolton to the Debt	of the Order to Strike the Response Filed by cor's Forty-Fourth Omnibus Objection to Certain elated document(s) [11231, 11230, 11255,11283,
2.	Served upon [name and address	of each person served]:
	Marc N. Swanson, Miller, Canfield 150 West Jefferson, Suite 2500, I	·
3.	By First Class Mail.	
Dated: 4	0/2./16	Dul 1. bellen (Signature)
13-5384	6-tjt Doc 11304 Filed 06/22/16	Print Name: Drack L. B. Hand Entered 06/22/16 11:55:46 Page 17 of 17

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